

# ASFO NEPA DOCUMENT ROUTING SHEET

Number: AZ-110-2005-0038

Project Title: **FNF Construction Inc. Asphaltic Concrete Mixing Plant Site - AZA-33081**

Project Lead: Linda Barwick

Date that concurrent, electronic distribution for review was initiated: **March 25, 2005**

Deadline for receipt of responses: **April 1, 2005**

## Required Reviews:

Gloria Benson, Native American Coordinator

Tom Folks, Recreation

Laurie Ford, Lands/Realty/Minerals

Michael Herder, Wildlife

John Herron, Cultural

Lee Hughes, Plants

Ray Klein, GCPNM Supervisory Ranger

Linda Price, S&G

Bob Sandberg, Range

Richard Spotts, Environmental Coordinator

Ron Wadsworth, Supervisory Law Enforcement

Robert Sandberg, Acting Assistant Field Manager, Public Domain & Resources

Becky Hammond, Manager, Vermilion Cliffs National Monument

## Discretionary Review:

Robert Smith, HazMat Coordinator

**UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
ARIZONA STRIP FIELD OFFICE  
CATEGORICAL EXCLUSION REVIEW**

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**CX-AZ-110-2005-0038**

**PROJECT TITLE:** FNF CONSTRUCTION, INC. AZA-33081

**PROJECT LEAD:** Linda Barwick

**PROPOSED ACTION:** FNF Construction, Inc. is the General Contractor on an ADOT Project – Mesquite-Littlefield-North Hwy. I-15, Virgin River. FNF has requested a permit to set up an asphaltic concrete mixing plant on public lands adjacent to and just north of I-15 at milepost 12.8. The area is currently a concrete barrier and millings storage location within ADOT right-of-way (AZA-1885). Recent flooding has caused FNF to temporarily relocate their asphalt mixing plant near the ADOT road paving project. The area of use would be approximately 300 ft. X 700 ft. The asphalt plant would be temporary until the project is completed, which is anticipated to be May 31, 2005. Hours of operation would be between 6:00 am and 6:00 pm.

Portions of the site would be graded to level the site to accommodate the plant set up. Temporary placement of porta johns and dumpsters would be set up at the site. FNF would clean up all debris and remove all equipment from the site and rehabilitate the land to its original condition when operations are complete.

**LOCATION OF PROPOSED ACTION:** The area is located in the following area:

Gila and Salt River Meridian, Mohave County, Arizona  
T. 41 N., R. 15 W.,  
sec. 25, SESW, SWSE.  
Approximately 5 acres, more or less.

**PLAN CONFORMANCE REVIEW:** The proposed action has been reviewed for conformance with the Arizona Strip District Resource Management Plan and Standards and Guidelines RMP Amendments (1998). The proposed action **is** in conformance with the RMP. Decision **LR23** provides for the evaluation of land use authorizations (rights-of-way, permits, leases, easements) on a case-by-case basis in accordance with decisions established in the RMP with NEPA analysis.

**CATEGORICAL EXCLUSION REVIEW:** The proposed action is categorically excluded under 516 DM 6, Appendix 5.4. **E(19)** which provides for the issuance of short-term (3 years or less) rights-of-way or land use authorizations for such uses as storage sites, apiary sites, and construction sites where the proposal includes rehabilitation to restore the land to its natural or original condition.

The proposal has been reviewed to determine if any of the exceptions described in 516 DM 2, Appendix 2, apply. Surname(s) verify completion of this review by appropriate specialists.

<b>NAME</b>	<b>LIST OF EXCLUSION CRITERIA</b> <i>Assign surnames for determination under each below</i>
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<u>LBarwick</u>	1. The proposal would have no adverse effects on public health or safety: <i>Identify the effect if any</i>
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<u>TFolks</u>	2. The proposal would not adversely affect unique geographic characteristics such as park, recreation, or refuge lands, wilderness areas, wilderness study areas, wild and scenic rivers, sole or principal drinking water aquifers, prime farmlands, wetlands, floodplains, or ecologically significant or critical areas, including those listed on the Department's National Register of Natural Landmarks: <i>Identify the area that would be affected if any</i>
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- JHerron 3. The proposal would have no adverse effects on historic or cultural resources: *Identify the effect if any*
- LBarwick 4. The proposal would have no highly controversial environmental effects: *Identify the effect if any*
- LBarwick 5. The proposal would have no highly uncertain or potentially significant environmental effects nor does it involve unique or unknown environmental risks: *Identify the effect if any*
- LBarwick 6. The proposal would not establish a precedent for future action or represents a decision in principle about a future consideration with potentially significant environmental effects: *Identify the effect if any*
- LBarwick 7. The proposal is not directly related to other actions with individually insignificant, but cumulatively significant effects: *Identify the other actions and their effects if any*
- JHerron 8. The proposal would not adversely affect properties listed or eligible for listing in the National Register of Historic Places: *Identify the effect if any*
- LHughes 9. The proposal would not adversely affect a plant species listed or proposed to be listed on the list of endangered and threatened species, nor have adverse effects on designated critical habitat for these species: *Identify the species and effect if any*
- MHerder 10. The proposal would not adversely affect an animal species listed or proposed to be listed on the list of endangered and threatened species, nor have adverse effects on designated critical habitat for these species: *Identify the species and effect if any*
- LBarwick 11. The proposal would not require compliance with Executive Order 11988 (Floodplain Management) or Executive Order 11990 (Protection of Wetlands). *Identify the order and effect if any*
- MHerder 12. The proposal would not require compliance with the Fish and Wildlife Coordination Act: *Identify the effect if any*
- GBenson 13. The proposal does not threaten to violate a federal, state, local or tribal law or requirement imposed for the protection of the environment: *Identify the law and effect if any*
- LFord 14. The proposal is in conformance with the Arizona Strip District Resource Management Plan/ Environmental Impact Statement (January, 1992)

**DECISION:** We have reviewed this plan conformance and NEPA compliance record and have determined that the proposal is in conformance with the approved land use plan, that it would have no significant environmental effects, and that no further environmental analysis is required.

**REVIEWED BY:** \_\_\_\_\_ **DATE:** \_\_\_\_\_  
Environmental Coordinator - Arizona Strip

**IT IS MY DECISION TO IMPLEMENT THE PROPOSAL, AS DESCRIBED, WITH THE STIPULATIONS IN THE ATTACHMENT.**

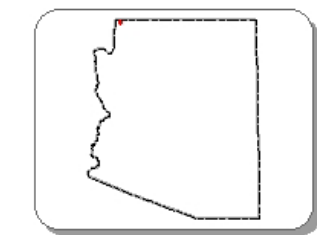
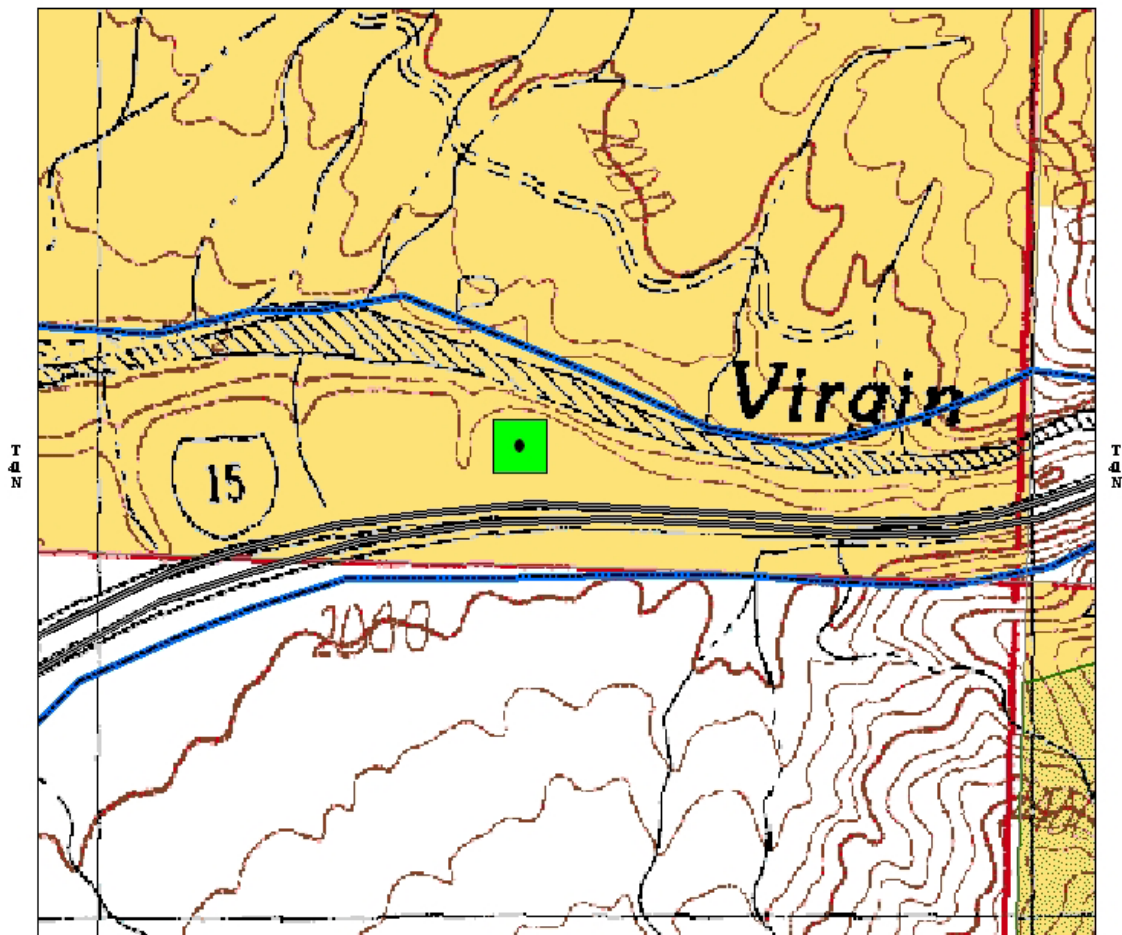
**APPROVED BY:** \_\_\_\_\_ **DATE:** \_\_\_\_\_  
Field Manager - Arizona Strip

## STIPULATIONS FOR FNF Construction Inc. Asphaltic Concrete Mixing Plant Site

1. The permittee of this permit or the permittee's successor in interest shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) and the regulations of the Secretary of the Interior issued pursuant thereto.
2. The permittee shall conduct all activities associated with the construction, operation, and termination of the permit within the authorized limits of the permit.
3. Prior to termination of the permit, the permittee shall contact the authorized officer to arrange a pretermination conference. This conference will be held to review the termination provisions of the permit.
4. Reclamation of all surface disturbances shall be initiated immediately upon completion of activities, unless otherwise approved by the authorized officer. Reclamation of disturbed areas shall, to the extent practicable, include contouring disturbances to blend with the surrounding terrain, replacement of topsoil, smoothing and blending the original surface colors to minimize impacts to visual resources.
5. Use of pesticides shall comply with the applicable Federal and state laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides, the permittee shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and mixing areas and method of cleansing and disposing of containers, and any other information deemed necessary by the authorized officer. Emergency use of pesticides shall be approved in writing by the authorized officer prior to such use.
6. Any sub-surface archaeological, historical, or paleontological remains discovered during use shall be left intact; all work in the area shall stop immediately and the Field Manager shall be notified immediately. Recommencement of work shall be allowed upon clearance by the Field Manager in consultation with the Archaeologist.
7. An additional archaeological survey shall be required in the event the proposed project location is changed, or additional surface disturbing activities are added to the project after the initial survey. Any such survey would have to be completed prior to commencement of the project.
8. If in connection with use any human remains, funerary objects, sacred objects or objects of cultural patrimony are defined in the Native American Graves Protection and Repatriation Act (P. L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the proponent shall stop use in the immediate area of the discovery, protect the remains and objects, and immediately notify the Field Office Manager. The proponent shall continue to protect the immediate area of the discovery until notified by the Authorized Officer that use may resume.
9. Construction sites shall be maintained in a sanitary condition at all times; waste materials at those sites shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.
10. At no time shall vehicle or equipment fluids be dumped on public lands. All accidental spills must be reported to BLM and be cleaned up immediately, using best available practices and requirements of the law. All spills of federally or state listed hazardous materials which exceed the reportable quantities shall be promptly reported to the appropriate state agency and the Arizona Strip Field Office.

R15W

R14W



Legend

- Bureau of Land Management
- Private Lands



United States Department of the Interior  
Bureau of Land Management  
Arizona Strip Field Office



Map created on Mar 24, 2005

**CAUTION:**  
Land ownership data is derived from less accurate data than the 1:24,000 scale base map. Therefore, land ownership may not be shown for parcels smaller than 40 acres, and land ownership lines may have plotting errors due to source data.

No warranty is made by the Bureau of Land Management for the use of the data for purposes not intended by the BLM.